

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS**

HUMANA INC. *and* AMERICANS FOR
BENEFICIARY CHOICE,

Plaintiffs,

v.

U.S. DEPARTMENT OF HEALTH AND
HUMAN SERVICES, *et al.*,

Defendants.

Case No. 24-cv-01004-O

[PROPOSED] ORDER

Having considered Plaintiffs' Motion for Summary Judgment and Defendants' Cross-Motion for Summary Judgment, and the briefs filed by the parties in respect of these motions, the Court hereby **ORDERS** that Plaintiffs' Motion for Summary Judgment is **GRANTED**, and that Defendants' Cross-Motion for Summary Judgment is **DENIED**.

The Court further **ORDERS** that Humana's 2025 Star Ratings for all contracts adversely impacted by call IDs D0900533, D1100955, and C0701002 are **VACATED**, and that this matter is **REMANDED** to CMS to recalculate Humana's 2025 Star Ratings and quality bonus payments consistent with its opinion.

SO ORDERED.

Dated: _____

HON. REED O'CONNOR

United States District Judge